

1 PO E. Sickles

2 him. I know we were looking for him at one
3 point. I don't know if I had direct contact
4 with him or not, but I remember an investigation
5 that he was involved in.

6 Q Okay, so when you say you were
7 looking for him, it was part of an
8 investigation?

9 A Yes.

10 Q What kind of investigation?

11 A A drug investigation.

12 Q Was that at or about the time of
13 his arrest or --

14 A Years prior.

15 Q Okay, years prior, okay.
16 So when you got to the residence,
17 where was Mr. -- where was Officer Frankenbach?

18 A He was standing in like a dining
19 area.

20 Q So he was already in the house?

21 A Yes.

22 Q Okay.

23 And then you entered the house
24 with Officer Cagno?

25 A And I believe Kenny Bow, also. I

PO E. Sickles

believe he was in the driveway when we pulled in, and we all walked in together.

Q Do you know if Mr. Bow called the police? Is that why the police were there or...

A I don't know.

Q Okay.

So when you entered the house, describe for me the scene.

A Well, you walk into a foyer area with an attached dining room, and then further through the dining room is a large living room area, with, I believe, pocket doors.

Q So that was where Mr. Bradway was?

A Yes. He was laying on one couch and Danielle Gianini was laying on another couch.

Q They were both asleep?

A Yes.

Q And I assume at some point they woke up?

A Yes.

Q Why did they wake up?

A I had walked over to -- well, prior to that, my partner, Officer Cagno, had

1 PO E. Sickles

2 pointed out to me that Ms. Gianini had had a
3 crack pipe in her hand while she was sleeping,
4 so I approached her, and I woke her up, and at
5 that time we placed her into handcuffs and
6 advised her she was under arrest.

7 Q Was she under the influence of any
8 kind of drug at that point?

9 A I'm not sure.

10 Q Did she exhibit any kind of
11 physical or mental condition that would lead you
12 to believe that she was intoxicated or otherwise
13 on some sort of narcotic?

14 A I'm not sure. She was
15 noncompliant, but I don't know if that was
16 because we had woken her up or not.

17 Q What was her reaction when you
18 woke her up?

19 A She struggled with us.

20 Q But did she know you were police
21 officers?

22 A We ID'd ourselves.

23 Q Right.

24 But what I mean is did she
25 struggle because she knew you were police

1 PO E. Sickles

2 officers, did she try to get away?

3 MS. DEJONG: I'll object to
4 the form. I don't know how he
5 could know that.

6 MR. TELESKA: Right. I
7 understand.

8 A Yeah, I'm not sure.

9 Q So you arrested her at that time?

10 A Yes.

11 Q Was Mr. Bradway still sleeping?

12 A No.

13 Q Okay.

14 So at the time you arrested
15 Ms. Gianini, where was Mr. Bradway?

16 A He was laying on the -- on a
17 separate couch.

18 Q He was still laying down?

19 A No, at the time when we placed
20 Ms. Gianini under arrest, he stood up from the
21 couch behind me.

22 Q Okay.

23 So did you arrest Ms. Gianini?

24 A Yes.

25 Q And you handcuffed her?

PO E. Sickles

A Yes.

Q How did you handcuff her?

A With her hands behind her.

Q And that was at the couch in the living room?

A Yes.

Q And what happened next with Ms. Gianini?

A She was brought into the dining room area.

Q Did she sit down?

A Yes.

Q I assume you brought Ms. Gianini into the dining room area?

A I believe Officer Cagno did.

Q While Officer Cagno was bringing Ms. Gianini into the dining room area, what did you do?

A I turned back towards Mr. Bradway, who was ordered by us to sit back down on the couch. I ordered him to get up off the couch and walked him into the dining room, also.

Q When you walked him into the dining room, was he handcuffed?

PO E. Sickles

A I don't believe so.

Q Was he arrested at that point?

A Not at that particular moment.

Q How long is it from the couches in the living room into the dining room?

A 10 feet, 15 feet?

Q Okay.

At some point, though, Mr. Bradway was arrested, though; correct?

A Yes.

Q And who actually arrested Mr. Bradway?

A Officer Cagno.

Q Okay.

Do you know why he arrested Mr. Bradway?

A Yes.

Q Why?

A I told him to place Mr. Bradway in handcuffs.

Q And why did you do that?

A Because where Mr. Bradway was sitting on the couch, I observed a knotted plastic baggy containing what I believed to be

PO E. Sickles

crack cocaine.

Q Was that bag ever analyzed?

A I believe so.

Q Do you know the findings of the analysis?

A I believe there was a presence of -- positive for crack cocaine.

Q Now, the crack cocaine that was in the baggy, is that in powder form or solid form?

A Solid form.

Q So was Mr. Bradway, then, arrested in the dining room?

A I believe so.

Q Okay.

But you are not a hundred percent sure?

A It could have been between the couch and the dining room. I don't recall.

Q Okay.

So it's unclear because the rooms are right next to each other, is that --

A Yes.

Q Okay.

So at some point, Mr. Bradway was

PO E. Sickles

handcuffed?

A Yes.

Q Do you recall the time you got to Greenfield Road that day?

A Not the exact time, no.

Q Was it in the morning?

A Yes.

Q Do you know approximately what time?

A Little after nine, maybe.

Q Okay.

And how long after you arrived at the house was Ms. Gianini arrested?

A I'm not sure.

Q Was it more than a half hour or less than a half hour?

A I believe less than a half hour.

Q And how long between the arrests of Ms. Gianini and Mr. Bradway?

A Within five minutes.

Q Okay.

And Mr. Bradway was handcuffed?

A Yes.

Q And how was he handcuffed?

1 PO E. Sickles

2 A Behind his back with the backs of
3 his hands facing together.

4 Q Okay.

5 And is that normal procedure?

6 A Yes.

7 Q And was Ms. Gianini handcuffed the
8 same way?

9 A Yes, I believe so.

10 Q Okay.

11 So Officer Cagno was the person,
12 though, who handcuffed both Ms. Gianini and
13 Mr. Bradway?

14 A I think I handcuffed Ms. Gianini.

15 Q Okay, but Officer Cagno walked her
16 into the dining room?

17 A Yes.

18 Q And then at some point both
19 Ms. Gianini and Mr. Bradway were sitting in the
20 dining room?

21 A Yes.

22 Q Was there a dining room table?

23 A Yes.

24 Q How big was it?

25 A I'm not sure.

PO E. Sickles

Q Okay.

We're sitting at a table now
that's maybe six-by-four?

A Probably close to that.

Q Was the table about this size,
bigger, smaller?

A Approximately this size
(indicating), I would say.

Q And where was Ms. Gianini sitting
in relation to Mr. Bradway?

A He was sitting at one corner on
one side and she was closer to the other corner
on the other side.

Q So were they both near the heads
of the table?

A Close to, yes.

Q So they weren't across from each
other like we are now?

A No.

Q Were they like the court reporter
and Officer Cagno who are on the heads of the
table?

A Off to the side, though
(indicating).

PO E. Sickles

Q On the corners?

A On the corners.

Q And did Officer Frankenbach get involved in the actual -- the literal arrest of either Ms. Gianini or Tony Bradway?

A No, he just ordered Mr. Bradway back onto the couch when he stood up initially.

Q Okay.

Now, at any time between Ms. Gianini being arrested and Mr. Bradway being arrested, did Mr. Bradway act in a threatening manner?

A No.

Q How about after he was arrested, at any time did he act in a threatening manner?

A No.

Q Okay.

So you testified earlier that you used the Taser two times on Mr. Bradway. Was it that day?

A Yes.

Q Can you describe to me the events that led up to the use of the Taser?

A Once we had both subjects under

1 PO E. Sickles

2 arrest, we called for transporting vehicles. I
3 believe at that time Officer Peters had arrived,
4 and I believe Officer Peters had some prior
5 contact with Mr. Bradway in the past, and began
6 to speak to him, and at that time, Mr. Bradway
7 wouldn't even look up. He kept his head down
8 and was just shaking his head.

9 Q When you say "kept his head down,"
10 was his head above or below the table, if you
11 can recall?

12 A I can't recall -- no, I believe it
13 was below the table, closer to his knees.

14 Q Almost with his head between his
15 legs?

16 A Yes.

17 Q Okay. So continue.

18 A And then at some point I had began
19 to speak to Officer Peters, and I heard my
20 partner, Officer Cagno, ask the subject what he
21 was chewing on.

22 Q So when Ms. Gianini and Mr.
23 Bradway were at the corners of the table, where
24 were you at that point?

25 A I was between the dining room area

1 PO E. Sickles

2 and the foyer area.

3 Q So were you closer to Ms. Gianini
4 or Mr. Bradway?

5 A Mr. Bradway.

6 Q How about Officer Cagno?

7 A Mr. Bradway. He was next to
8 Mr. Bradway.

9 Q How would you describe where you
10 were in relation to Mr. Bradway? In other
11 words, were you standing behind him?

12 A In front of him.

13 Q But if he was at the corner of the
14 table, I'm not understanding how you can be in
15 front of him. Were you on the opposite side of
16 the table?

17 A I was like at an angle with him
18 (indicating).

19 Q I see.
20 Was Officer Cagno on the other
21 side of him?

22 A Yes, but more behind him.

23 Q Okay.

24 So at some point Officer Cagno
25 alerted you that Mr. Bradway was doing

PO E. Sickles

something?

A Yes.

Q What did Officer Cagno say?

A He asked him what he's chewing on,
and he told him several times to spit it out.

Q And do you know what he was
chewing on?

A At the time, no.

Q Do you today?

A Yes.

Q What was he chewing on?

A A plastic bag containing powder
cocaine.

Q And do you know how he got the
plastic bag?

A No.

Q Okay.

Do you know where it came from?

A No.

Q Okay.

So when you -- when Tony Bradway
was brought into the dining room, he didn't have
a plastic bag in his mouth?

A I don't know.

PO E. Sickles

Q You didn't notice one?

A I didn't notice. I didn't speak to him.

Q Okay.

But there was a plastic bag on the couch, but that had crack cocaine in it.

A Yes.

Q Okay.

So after Officer Cagno alerted you that Mr. Bradway was chewing on a plastic bag with some substance in it, what did you do next?

A I walked over to Mr. Bradway to assist Officer Cagno.

Q What was Officer Cagno doing?

A Trying to pick the subject's head up.

Q How was he trying to do that?

A He was holding onto his head behind both ears (indicating) trying to pick his head up.

Q Was that to see what he was chewing on?

MS. DEJONG: I'll object to the form.

1 PO E. Sickles

2 MR. TELESKA: Okay.

3 Q So do you know why Officer Cagno
4 pulled up Tony Bradway's head?

5 A Yes. To see what he was chewing
6 on.

7 Q And what happened next?

8 A Mr. Bradway refused to comply. We
9 told him several times to spit whatever he had
10 in his mouth out. At that time, wiping his
11 mouth onto his pants, leaving white residue, and
12 I advised him if he did not cooperate and comply
13 that he would be tased.

14 Q At the time that Tony Bradway was
15 arrested up until the time that you saw him
16 chewing on the bag, did Mr. Bradway appear
17 intoxicated or did he appear like he was
18 overdosing?

19 A No.

20 Q So did Mr. Bradway comply with
21 your request?

22 A No.

23 Q So what happened next?

24 A The subject was tased. I deployed
25 the Taser and drive-stunned him with it.

PO E. Sickles

Q And you said you did it twice?

A Yes.

Q Okay.

After you drive-stunned

Mr. Bradway the first time, did Mr. Bradway say
or do anything?

A He said he would spit it out, and
at that time he spit just the plastic bag out
onto the table in front of him.

Q So did he still have some sort of
substance in his mouth?

A I believe so.

Q At the time did you have an idea
of what it was, or did you have any idea what
the substance was -- let me ask it this way.

At the time he was chewing on the
substance, did you believe it was cocaine?

A I wasn't sure what it was at the
time when he first started chewing it.

Q Did you know what color it was?

A Yes.

Q What color was it?

A White.

Q But other than cocaine, did you

PO E. Sickles

think it could have been something else?

A No.

Q So Mr. Bradway spit the bag out but not the substance, and what did you do after that?

A Once I noticed that he was continuing to chew, I advised him again to spit whatever he had in his mouth out or he'd be tased an additional time.

Q Was he chewing and swallowing or just chewing?

A I don't know swallowing; what would appear to be chewing more vigorously.

Q But you can't say with a hundred percent certainty whether he swallowed or not?

A No.

Q So I assume Mr. Bradway didn't comply with spitting out the substance?

A No, he did not.

Q That's when you drive-stunned him the second time?

A Yes.

Q What happened then?

A He told us he would spit it out,

1 PO E. Sickles

2 and began to spit it out on the table in front
3 of him.

4 Q To your knowledge, what he spat
5 out -- if that's the right word -- was that
6 substance taken in for analysis?

7 A I believe so.

8 Q Do you know whether it was
9 analyzed?

10 A I believe it was.

11 Q Do you know what the substance
12 was?

13 A I don't believe I looked at any
14 lab reports.

15 Q Okay.
16 Did you submit it for analysis or
17 did somebody else?

18 A I don't recall.

19 Q At some point during the arrest of
20 Mr. Bradway up until you tasered him or tased
21 him, did you ever report back to any superior
22 officer or headquarters?

23 A Yes.

24 Q When did you first do that?

25 A When we first placed the subjects

PO E. Sickles

under arrest.

Q So that was before Mr. Bradway was
tased?

A Yes.

Q Who did you report to?

A Sergeant James Kiernan.

Q What did you tell Sergeant Kiernan
about that?

A That we had two subjects under
arrest.

Q Did you tell him why they were
arrested?

A I told him for possession.

Q What did he say to you?

A To call for a car.

Q Did you call for a car?

A I don't recall if I did or not;
one of us did.

Q Somebody who was actually at
Greenfield Road called for a car?

A Yes.

Q Other than Sergeant Kiernan
telling you to call for a car, did he say
anything else to you?

1 PO E. Sickles

2 A I don't recall.

3 Q Okay.

4 And how many times did you call
5 Sergeant Kiernan from Greenfield Road before you
6 deployed the Taser?

7 A One time.

8 Q At the time that you spoke to
9 Sergeant Kiernan, did you witness Mr. Bradway
10 chewing on anything?

11 A No.

12 Q So that was after the phone call?

13 A Yes.

14 Q Just so the record is clear, it
15 was after the phone call that Mr. Bradway began
16 chewing on the plastic bag with the substance in
17 it?

18 A Yes.

19 Q Okay.

20 And did you speak with Sergeant
21 Kiernan after Mr. Bradway was tased?

22 A Yes.

23 Q Why did you call him the second
24 time?

25 A To fill him in on what had

1 PO E. Sickles

2 occurred.

3 Q What did you tell him?

4 A That the subject began to chew on
5 a substance and that he wasn't complying with us
6 and that I deployed a Taser and there was going
7 to be some additional charges, and I asked him
8 for direction, what he wanted me to do.

9 Q What were the additional charges?

10 A I wasn't sure. It was an
11 additional possession charge. I wouldn't have
12 known exactly what that was until we were able
13 to weigh it out and stuff.

14 Q Okay. What did Sergeant -- what
15 direction did Sergeant Kiernan give you at that
16 point?

17 A He told me to have a car transport
18 him to headquarters.

19 Q Did you tell Sergeant Kiernan on
20 the phone the second time that Mr. Bradway had
21 been chewing on a substance that you believed
22 may or may not have been some sort of narcotic?

23 A Yes.

24 Q What did he say in response to
25 that, if anything?

1 PO E. Sickles

2 A I don't recall.

3 Q Other than telling you to bring
4 Mr. Bradway to headquarters -- or to have
5 Mr. Bradway brought to headquarters, did
6 Sergeant Kiernan say anything else?

7 A I believe he asked me the
8 condition of the subject.

9 Q Okay.

10 And what did you tell him?

11 A That he didn't appear like he was
12 in any sort of distress.

13 Q Okay.

14 What happened after Mr. Bradway
15 spat out the substance on the table, what
16 happened with him?

17 A He was transported to
18 headquarters.

19 Q Who transported him to
20 headquarters?

21 A Officer William Kiernan.

22 Q Okay.

23 At any time before Mr. Bradway was
24 transported by Officer Kiernan to headquarters,
25 were you aware that Mr. Bradway had ingested a

1 PO E. Sickles

2 certain amount of cocaine?

3 A A certain amount? I don't
4 understand.

5 Q Okay.

6 Before Mr. Bradway was transported
7 to headquarters from Greenfield Road, were you,
8 at any point, aware that Mr. Bradway had
9 ingested cocaine or some other kind of narcotic?

10 A Yes.

11 Q At what point did you become aware
12 that he had ingested cocaine -- or was it
13 cocaine?

14 A I believe so, yes.

15 Q At what point did you become aware
16 of that?

17 A After he spit it out.

18 Q Okay.

19 What led you to determine it was,
20 in fact, a narcotic?

21 A I believe I had a discussion with
22 Mr. Bradway.

23 Q Okay.

24 And what did he say?

25 A He said that he didn't want us to

1 PO E. Sickles

2 take his cocaine.

3 Q So that led to the assumption that
4 it was cocaine?

5 A Yes.

6 Q Okay.

7 Now, are there certain protocols,
8 or steps, that you should follow as a police
9 officer if you are informed an arrestee or any
10 other person has ingested a narcotic like
11 cocaine?

12 A No.

13 Q Okay.

14 Can you describe for me
15 Mr. Bradway's condition -- let me start again.

16 I assume that he was taken to
17 headquarters in a squad car?

18 A Yes.

19 Q Now, at the time he -- who took
20 Mr. Bradway from the house to the squad car?

21 A I did.

22 Q At the time you took Mr. Bradway
23 from the house to the squad car, can you
24 describe Mr. Bradway's condition?

25 A He appeared to be fine.

1 PO E. Sickles

2 Q And how long after he was tased
3 the second time was he taken to the squad car?

4 A Approximately five minutes, maybe.

5 Q And how long was it between each
6 of the tases? I don't know if that's the right
7 way to say it.

8 A Several seconds.

9 Q Okay, so less than a minute?

10 A I believe so.

11 Q Okay.

12 At any time that Mr. Bradway was
13 at the Greenfield Road address that morning, did
14 any of the other officers say in your presence
15 that Mr. Bradway is intoxicated or otherwise
16 under the influence of some sort of narcotic?

17 A No.

18 Q Did you ever ask Mr. Bradway
19 either at the house or at any other time where
20 he got the bag with the powder in it?

21 A I never asked him, no.

22 Q Did anybody ask him in your
23 presence?

24 A No.

25 Q Are you aware that anybody asked

1 PO E. Sickles

2 him?

3 A I'm not aware of that.

4 Q Okay.

5 Other than Mr. Bradway saying to
6 you that he was chewing on cocaine, did he say
7 anything else?

8 A Yes.

9 Q What did he say?

10 A Prior to that or at any time?

11 Q At any time between the arrest and
12 you taking him to the car.

13 A Yes. He told me where he got the
14 cocaine.

15 Q Where did he get it?

16 A From another local drug dealer.

17 Q And Mr. -- did Mr. Bradway tell
18 you he actually swallowed the powder that was in
19 the bag?

20 A He never said that.

21 Q But did he tell you he was chewing
22 on cocaine?

23 A Yes.

24 Q But he never said that he actually
25 swallowed it?

PO E. Sickles

A No.

Q Okay.

MS. DEJONG: Did you want to finish that? I feel like there's still a question outstanding about the conversation between him and Tony Bradway.

MR. TELESKA: What do you mean?

MS. DEJONG: I mean -- was the question, did he have a conversation with Tony Bradway, and then he answered to an extent. I don't know, did you want everything that he said -- that they said to each other or not?

MR. TELESKA: I thought it was clear.

THE WITNESS: I'm just answering what you asked me specifically. I did have a conversation with him, though.

Q You did have a conversation with him at what point?

PO E. Sickles

A Yes, walking to the patrol car.

Q Is that where he told you how he got the cocaine?

A Yes, amongst other things.

Q What did he tell you?

A That he didn't want to take this charge, that he would cooperate with us no matter what, and that he would tell me where he got the cocaine. And I let him know that he would have to remain cooperative with us if that was even going to be a consideration. I believe at the time I told him that we may be taking him to the hospital.

Q Okay, and what did he say?

A He said that he wasn't going to the hospital, that he was okay, and he also mentioned to me that he has family that works at the hospital and didn't want to see him there arrested.

Q But at that point -- why at that point did you consider taking Mr. Bradway to the hospital?

A I didn't consider it. I said it may have been an option.

1 PO E. Sickles

2 Q Why was it an option at that
3 point?

4 A Because I believed that my
5 supervisor might advise me to take him.

6 Q What circumstances would lead a
7 police officer to bring Mr. Bradway to the
8 hospital at that point?

9 A At that point there is none.

10 Q So I'm just trying to understand
11 why the conversation regarding a hospital would
12 arise at that point you were bringing him to the
13 car, the squad car.

14 A Because it was unknown how much he
15 had in his mouth.

16 Q So at that point it was unknown
17 how much he had; correct?

18 A Yes.

19 Q And it was unknown whether or not
20 he had actually swallowed anything?

21 A Yes. I didn't discuss that part
22 with him.

23 Q Okay.

24 So you never asked him, "Tony," or
25 "Mr. Bradway, did you swallow any of the

1 PO E. Sickles

2 substance that was in your mouth"?

3 A I don't recall.

4 Q Okay.

5 Up until time that you brought
6 Mr. Bradway to the squad car to be transported
7 to headquarters, did you have any conversations
8 with any of the other police officers that were
9 there concerning whether or not Mr. Bradway had
10 actually ingested the substance in his mouth?

11 A I don't believe so.

12 Q Okay.

13 So was Mr. Bradway transported to
14 headquarters?

15 A Yes.

16 Q Okay.

17 And approximately how long would
18 it take to get from the Greenfield Road address
19 to headquarters?

20 A Depending on traffic there,
21 anywhere from 10 to 15 minutes, I would say.

22 Q And after Mr. Bradway was taken
23 from the scene by Officer Kiernan, what did you
24 do next?

25 A I went back in to secure my

1 PO E. Sickles

2 evidence.

3 Q What evidence did you secure?

4 A The plastic bag, the white powder
5 substance, the crack pipe from Danielle Gianini
6 and the additional crack cocaine that was on the
7 couch.

8 Q So when you say the bag, you mean
9 the bag that Mr. Bradway was chewing?

10 A Yes.

11 Q So there was actually two bags;
12 the one he was chewing and the one on the couch?

13 A Yes.

14 Q And did you actually wipe the
15 substance that was spat onto the table into an
16 evidence bag?

17 A I believe so.

18 Q And you did that personally or did
19 somebody else do it?

20 A I don't recall.

21 Q Okay.

22 And after the evidence was
23 secured, what did you do after that?

24 A I left the residence.

25 Q Why?

1 PO E. Sickles

2 A To go back and process the two
3 defendants.

4 Q Okay.

5 And did you leave by yourself or
6 with someone else?

7 A With Officer Cagno.

8 Q And where was Officer Frankenbach
9 at that point when you left Greenfield Road?

10 A I believe he was still in the
11 residence.

12 Q Was he there still to secure the
13 residence for whatever investigation was going
14 on?

15 A Yes.

16 Q So is it safe to say that as a
17 result of Ms. Gianini and Mr. Bradway's arrest,
18 that you were no longer at Greenfield Road for
19 the intended purpose?

20 A Yes.

21 Q Okay.

22 Now, after you spoke to Sergeant
23 Kiernan the second time, I assume that was on
24 your cell phone?

25 A Yes.

1 PO E. Sickles

2 Q Did you speak with him again on
3 the cell phone with regard to Mr. Bradway?

4 A Yes.

5 Q And when was that?

6 A When I was leaving the residence.

7 Q Had you already left or --

8 A I was getting the car ready to
9 leave.

10 Q Did you call him or he called you?

11 A He called me, I believe.

12 Q What did he say?

13 A He told me when I got back to
14 headquarters, to take a marked unit, that I
15 would be transporting Mr. Bradway to the
16 hospital.

17 Q When you say "a marked unit," you
18 mean with the flashing lights?

19 A Yes.

20 Q So how long after Mr. Bradway left
21 Greenfield Road did it take you to get back to
22 headquarters?

23 A I'm not sure.

24 Q Was it more than an hour?

25 A No.

1 PO E. Sickles

2 Q So I'm asking, I guess, about the
3 time it took you to -- Mr. Bradway pulled away
4 with Officer Kiernan, you went back in the house
5 and then eventually you ended up back here?

6 A I would say less than a half hour.

7 Q And when you got back to
8 headquarters, what did you do first?

9 A I walked into our detention area
10 to speak to Sergeant Kiernan.

11 Q Did you speak to Sergeant Kiernan
12 in front of Mr. Bradway or out of Mr. Bradway's
13 presence?

14 A In the presence of him.

15 Q What did you say to Sergeant
16 Kiernan and what did he say to you?

17 A When I walked in, he basically
18 told me we're going to have to drag him to the
19 car.

20 Q Why did he say that?

21 A He was refusing to go to the
22 hospital.

23 Q When you walked into headquarters,
24 did you have the evidence with you, or was
25 somebody else handling it at that point?

1 PO E. Sickles

2 A I don't believe I had it. I'm not
3 sure.

4 Q Is that something you would
5 normally do or is that not your responsibility,
6 to transport the evidence back to headquarters
7 or wherever it goes?

8 A I would.

9 Q But on that occasion, you can't
10 recall whether you had it or not?

11 A No, I don't believe I did.

12 Q Okay, so it's possible that
13 Officer Cagno had it?

14 A Yes.

15 Q Would it be anybody other than you
16 or Officer Cagno?

17 A No.

18 Q So if it wasn't you, it would have
19 been Officer Cagno?

20 A I'm pretty sure.

21 Q When you were speaking to Sergeant
22 Kiernan, in your words, having to drag
23 Mr. Bradway to the car --

24 A Yes.

25 Q -- what, if anything, did you say?

1 PO E. Sickles

2 A Nothing.

3 Q What was his condition at that
4 point?

5 A He was sitting.

6 Q Had you -- was there a noticeable
7 difference in his condition between the time you
8 left Greenfield Road and the time you saw him at
9 headquarters?

10 A No.

11 Q So are you aware of -- let me
12 start again.

13 Was it Sergeant Kiernan's
14 direction that you take Tony Bradway to the
15 hospital?

16 A Yes.

17 Q And do you know what circumstances
18 led Sergeant Kiernan to direct you to take
19 Mr. Bradway to the hospital?

20 A No.

21 Q Did you ask him -- did you ask
22 Sergeant Kiernan why Mr. Bradway needed to go to
23 the hospital?

24 A No.

25 Q Did you have to drag Mr. Bradway

1 PO E. Sickles

2 to the car?

3 A No.

4 Q So Mr. Bradway went on his own
5 volition?

6 A I had a conversation with him
7 about it, yes.

8 Q What was that conversation?

9 A I basically told him if he was
10 looking to get cooperation, that, you know, I
11 had already advised him that if he was not
12 cooperative in full, that that would not be an
13 option.

14 Q So when you say "cooperation," you
15 mean if Mr. Bradway wanted cooperation on a
16 potential charge, that he would have to go to
17 the hospital?

18 A Yes, willingly, compliantly.

19 Q Okay.

20 And did Mr. Bradway voluntarily go
21 to the hospital?

22 A Yes.

23 Q And did you take him to the
24 hospital?

25 A Yes, I did.

PO E. Sickles

Q Okay.

Did anybody go with you?

A No.

Q And how long was it between the time you arrived at headquarters and you actually took Mr. Bradway to the hospital?

A I believe within 10 or 15 minutes.

Q Okay.

And how long does it take -- when you say headquarters, I assume you mean the building we're in now?

A Yes.

Q And how long does it take to get from here to the hospital?

A I'd say anywhere between 10 to 20 minutes.

Q What hospital did you go to?

A Peconic Bay Medical Center in Riverhead.

Q That's by the traffic circle?

A Yes.

Q Okay.

And did you have a conversation with Mr. Bradway while you were going to the

1 PO E. Sickles

2 hospital?

3 A Yes.

4 Q What did you speak about?

5 A Some potential targets as far as
6 drug dealers go. He was telling me who was up
7 to what, basically.

8 Q So he was giving you information
9 that you could use in an investigation?

10 A Yes.

11 Q Did he say anything about his
12 condition, how he was feeling?

13 A I don't believe so. I think I may
14 have asked him and he said he was fine.

15 Q Do you recall specifically asking
16 him how he felt?

17 A Yeah.

18 Q What was his response?

19 A That he was fine.

20 Q Okay.

21 So, is the reason why -- well, I
22 don't want to put words in your mouth.

23 What was your understanding at
24 that point as to why you were bringing
25 Mr. Bradway to the hospital?

1 PO E. Sickles

2 A Because my supervisor directed me
3 to.

4 Q As you sit here today, do you have
5 any knowledge as to -- or understanding as to
6 why Sergeant Kiernan directed you to take
7 Mr. Bradway to the hospital?

8 A Yes.

9 Q What was that knowledge or
10 understanding?

11 A Because he was unsure if he had
12 ingested the substance or not.

13 Q Okay.

14 So at the time -- do you know
15 approximately what time you arrived at the
16 hospital?

17 A After eleven.

18 Q Okay.

19 A I'm not sure of the exact time.

20 Q Okay.

21 And when you arrived at the
22 hospital, where did you bring him?

23 A To the emergency room.

24 Q How long did it take before he
25 received treatment?

1 PO E. Sickles

2 A It was fast. We walked right into
3 triage.

4 Q So it was a matter of minutes?

5 A Yes.

6 Q Who was he first treated by?

7 A I believe it was a nurse
8 practitioner.

9 Q What did that person do?

10 A Medical stuff, check vital signs
11 and whatnot.

12 Q And were you in Mr. Bradway's
13 presence at all times while you were at the
14 hospital?

15 A Most of the time, not at all
16 times.

17 Q The person you believe was a nurse
18 practitioner, was that a man or woman?

19 A A man.

20 Q Do you know his name?

21 A I don't.

22 Q How long were you at the hospital?

23 A I'm not sure.

24 Q Okay.

25 During the time you were at the

PO E. Sickles

hospital, how long were you not in Mr. Bradway's
presence?

A Five minutes.

Q Okay.

And why was that?

A The doctor told me to leave the
room.

Q Okay.

So the nurse practitioner took his
vital signs?

A Yes.

Q Was there any indication from the
nurse practitioner that there was something
wrong with Mr. Bradway?

A No.

Q And what happened next in terms of
Mr. Bradway's treatment?

A He was administered a shot of some
kind.

Q You don't know what it was?

A No, I don't.

Q Did you have a conversation with
the nurse practitioner concerning Mr. Bradway's
condition?

1 PO E. Sickles

2 A No, Mr. Bradway was talking to the
3 nurse practitioner.

4 Q What did Mr. Bradway say?

5 A He -- I just recall him looking at
6 the monitor and asking about the numbers on the
7 monitors.

8 Q Mr. Bradway was asking about the
9 numbers?

10 A Yes.

11 Q Okay.

12 Did the nurse practitioner ask you
13 why you brought Mr. Bradway there?

14 A I don't recall if I told him or
15 just the triage nurse.

16 Q Okay, so the first person you met
17 was the triage nurse?

18 A Yes.

19 Q So when you walk in, that's
20 usually the person behind the counter?

21 A Yes.

22 Q Was that a man or woman?

23 A A woman.

24 Q Do you know her name?

25 A I do not.

1 PO E. Sickles

2 Q And what did you say to the triage
3 nurse?

4 A That he possibly ingested an
5 unknown amount of cocaine.

6 Q Okay.

7 And then what did she say in
8 response, if anything?

9 A She just -- she walked us through
10 to a room.

11 Q Did she ask for his information,
12 name or anything like that?

13 A No.

14 Q So after the triage nurse, the
15 next person who treated Mr. Bradway was the
16 nurse practitioner?

17 A I believe that's who he was, yes.

18 Q And at some point, did anybody at
19 the hospital take Mr. Bradway's name, I guess
20 you call it pedigree information?

21 A Pedigree, yes.

22 Q Who was that?

23 A I think at that time an additional
24 nurse walked in with a clipboard and took his
25 pedigree information.

1 PO E. Sickles

2 Q And that was in the presence of
3 the nurse practitioner?

4 A Yes, I believe so.

5 Q And the nurse practitioner checked
6 his vital signs, pulse, I would assume?

7 A So I believe.

8 Q Did you witness that?

9 A Yes.

10 Q Okay.

11 Other than his pulse, did the
12 nurse practitioner check any other vital signs;
13 blood pressure, for example?

14 A Yes.

15 Q Okay.

16 And you said that Mr. Bradway was
17 administered a shot; correct?

18 A Yes.

19 Q Do you know who administered the
20 shot?

21 A I don't recall.

22 Q Okay, but somebody at the hospital
23 did?

24 A Yes.

25 Q And you don't know what substance

PO E. Sickles

it was?

A No.

Q Okay.

And after the nurse practitioner,
did an additional person come to examine or
treat Mr. Bradway?

A Yes.

Q Who was that?

A A Dr. Levy.

Q Okay.

Now, had you met Dr. Levy before?

A No.

Q That was your first time meeting
him?

A Yes.

Q I assume it's a man?

A Yes.

Q Okay.

So other than the triage nurse,
the nurse practitioner, the additional nurse who
came in and Dr. Levy, did anyone else at the
hospital, in your presence, examine or treat
Mr. Bradway?

A No.

1 PO E. Sickles

2 Q And did you have a conversation
3 with Dr. Levy?

4 A Yes.

5 Q How many conversations?

6 A I believe one.

7 Q And is that when Dr. Levy first
8 came in the room or at some other time?

9 A At some other time.

10 Q And you were still in the
11 emergency room?

12 A Yes.

13 Q Okay.

14 When did you have a conversation
15 with Dr. Levy?

16 A At some point after he initially
17 came in and was speaking to Mr. Bradway.

18 Q Okay.

19 So describe for me exactly what
20 happened. Were you in a room at that point?

21 A Yes.

22 Q So Dr. Levy came in the room?

23 A He came in the room, yes.

24 Q Did he ask you to leave at that
25 point?

1 PO E. Sickles

2 A I don't recall.

3 Q Okay.

4 When Dr. Levy first entered the
5 room, do you recall him asking either you or
6 Mr. Bradway questions about Mr. Bradway's
7 condition?

8 A He was speaking to Mr. Bradway,
9 yes.

10 Q What did he ask Mr. Bradway?

11 A I don't remember.

12 Q Do you recall what Mr. Bradway
13 said to Dr. Levy?

14 A No.

15 Q Okay.

16 And was it at that time that
17 Dr. Levy asked you to leave the room?

18 A No, I was still in the room at
19 that point.

20 Q And did Dr. Levy come in the
21 room -- I'm just trying to understand the chain
22 of events.

23 Dr. Levy came in the room, had a
24 conversation with Mr. Bradway, then what
25 happened next?

1 PO E. Sickles

2 A He walked out, I believe.

3 Q Dr. Levy did?

4 A Yes, and Mr. Bradway's condition
5 seemed to decline. He became more agitated and
6 pulling up on the bed he was handcuffed to, and
7 I believe I stuck my head out of the curtain and
8 told Dr. Levy to come back in.

9 Q And did Dr. Levy come back in?

10 A Yes.

11 Q And what, if anything, did
12 Dr. Levy say or do at that point?

13 A I believe that's when the shot was
14 administered and he asked me to step out of the
15 room.

16 Q So do you think it was Dr. Levy
17 who administered the shot?

18 A I don't recall exactly.

19 Q Okay.

20 Did anybody at the hospital
21 after -- after Mr. Bradway appeared to become
22 agitated, did anybody at the hospital, meaning
23 the staff, say to you what was happening with
24 Mr. Bradway?

25 A No.